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1979

Reg. No. KL/TV/12

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXIV] Trivandrum, Wednesday 7th November 1979 / 16th Karthika 1901 [No. 799

GOVERNMENT OF KERALA

Law (Leg. C) Department

NOTIFICATION

No. 11251/Leg. C3/79/Law. *Dated, Trivandrum, 7th November*, 1979/ 16*th Karthika*, 1901.

The following Act of the Kerala State Legislature is hereby published for general information. The Bill as passed by the Legislative Assembly received the assent of the Governor on the 5th day of November, 1979.

By order of the Governor,

K. Viswanathan Nair,
Law Secretary.

PRINTED AND PUBLISHED BY THE S. G. P. AT THE GOVERNMENT PRESS, TRIVANDRUM, 1979.

ACT 34 OF 1979

THE KERALA SHOPS AND COMMERCIAL ESTABLISHMENTS (AMENDMENT) ACT, 1979

An Act further to amend the Kerala Shops and Commercial Establishments Act, 1960.

Preamble.—WHEREAS it is expedient further to amend the Kerala Shops and Commercial Establishments Act, 1960, for the purpose hereinafter appearing;

BE it enacted in the Thirtieth Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Kerala Shops and Commercial Establishments (Amendment) Act, 1979.

(2) It shall come into force at once.

2. *Amendment of section* 18.—In section 18 of the Kerala Shops and Commercial Establishments Act, 1960 (34 of 1960), after sub-section (4), the following sub-section shall be inserted, namely:—

"(4A). In directing the payment of compensation under sub-section (3) or sub-section (4), the appellate authority may include as part of the compensation the wages of the employee for the period he was kept out of employment.".

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SECRETARIAT OF THE KERALA LEGISLATURE

NOTIFICATION

No. 5315/LA. 4A./79. *Dated, Trivandrum, 7th November 1979.*

Under sub-rule (4) of Rule 253 of the Rules of Procedure and Conduct of Business in the Kerala Legislative Assembly, the amendments to the said Rules as recommended by the Rules Committee and as approved by the House are published below:

Amendments

1. *Amendment of Rule* 2.

In rule 2, sub-rule (1) in the definition of the term "Legislature Committees", after the words 'Speaker and' the words "except as otherwise provided under these rules" shall be inserted.

2. *Amendment of Rule* 21.

In rule 21, sub-rule (2), in clause (d), after the words "report of a Select Committee" the words "or a Subject Committee, as the case may be", shall be added.

3. *Substitution of Rule* 76.

For rule 76, the following shall be substituted, namely:—

"76. *Motions after introduction.*—(1) When a Bill, other than an Appropriation Bill, is introduced, or on some subsequent occasion, the member-in-charge may make one of the following motions in regard to the Bill, namely:—

(a) that it be referred to the appropriate Subject Committee; or

(b) that it be referred to a Select Committee; or

(c) that it be circulated for the purpose of eliciting opinion thereon.

(2) When an Appropriation Bill is introduced, or on some subsequent occasion, the member-in-charge may make the motion that the Bill be taken into consideration:

Provided that no such motion as referred to in sub-rule (1) or sub-rule (2) of this rule shall be made until after copies of the Bill have been made available for the use of members and that any member may object to any such motion being made unless copies of the Bill have been so made available two clear days before the day on which the motion is made and such objection shall prevail unless the Speaker in his discretion allows the motion to be made".

4. *Substitution of Rule* 77.

For rule 77, the following shall be substituted namely:—

"77. *Discussion of principle of Bill.*—(1) On the day on which any motion referred to in Rule 76 is made, or on any subsequent day to which the discussion thereof is postponed, the principle of the Bill and its provisions may be discussed generally but the details of the Bill shall not be discussed further than is necessary to explain the principles.

(2) At this stage no amendments to the Bill may be moved, but—

(a) if the member-in-charge moves that the Bill be referred to the appropriate Subject Committee, any member may move as an amendment that the Bill be referred to a Select Committee or circulated for the purpose of eliciting opinion thereon by a date to be specified in the motion;

(b) if the member-in-charge moves that the Bill, be referred to a Select Committee, any member may move as an amendment that the bill be referred to the appropriate Subject Committee or be circulated for the purpose of eliciting opinion thereon by a date to be specified in the motion;

(c) where an amendment or a motion for appointment of a Select Committee or the reference of the Bill to a Subject Committee, as the case may be, has been moved, the mover of the amendment or the motion or any other member may move that the Assembly give instructions to the Select Committee or the Subject Committee as the case may be, to which the Bill has been referred, to make particular or additional provision in the Bill or to consider and report on amendments which may be proposed to the original Act which the Bill seeks to amend.

(3) Where a motion that a Bill be circulated for the purpose of eliciting opinion thereon is carried and the Bill is circulated in accordance with the direction, and opinions are received thereon, the member-in-charge, if he wishes to proceed with the Bill thereafter, shall move that the Bill be referred to a Select Committee or to the appropriate Subject Committee, as the case may be.

5. *Amendment of Rule* 78.

In Rule 78, after the words "a select Committee" the words "or a Subject Committee, as the case may be", shall be added.

6. *Amendment to the portion within brackets after the Explanation to Rule* 78.

After the *Explanation* to rule 78, in the portion given in brackets after the words "Select Committees on Bills" add the words "and Subject Committees".

7. *Amendment of Rule* 79.

In rule 79—

In sub rule (1),—

(a) in the opening sentence after the words "a Select Committee on a Bill" the words "or a Subject Committee, as the case may be," shall be added.

(b) in clause (a), after the words "by the Select Committee" the words "or the Subject Committee, as the case may be," shall be added.

(c) In clause (b)—

(i) for the opening sentence substitute the following, namely:—

"(b) that the Bill as reported by a Select Committee or the Subject Committee, as the case may be, be recommitted, either—"

(ii) in sub-clause (iii) after the words "the Select Committee", the words "or to the Subject Committee, as the case may be," shall be added.

(d) In clause (c) after the words "by the Select Committee" the words "or the Subject Committee, as the case may be", shall be added.

8. *Amendment of Rule* 80.

In rule 80, after the words "by the Select Committee" the words "or the Subject Committee, as the case may be", shall be added.

9. *Amendment of Rule* 94.

In rule 94, in the proviso to clause (c) after the words "Select Committee" the words "or the Subject Committee, as the case may be", shall be added.

10. *Amendment of Rule* 96.

In rule 96, in sub-rule (1),—

(a) in clause (ii), after the words "Select Committee" the words "or a Subject Committee, as the case may be," shall be added.

(b) in clause (iv) after the words "Select Committee" the words "or the Subject Committee as the case may be," shall be added.

11. *Amendment of Rule* 140.

In rule 140, in sub rule (3), after the words "Estimates Committee" the words "and Subject Committees," shall be added.

12. *Insertion of new Rule* 141*A after Rule* 141.

After rule 141, the following rule shall be inserted as rule 141A namely:—

"141*A*. *Reference of Demands for Grants to Subject Committees.*—At the conclusion of the discussion on the Budget under rule 141, the Demands for Grants shall stand referred to the appropriate Subject Committees for scrutiny and report".

13. *Insertion of portions within brackets after new Rule* 141*A*.

After new rule 141A, the following words shall be inserted in brackets, namely:—

"For rules regarding Subject Committees relating to Budget see Chapter XXIV"

14. *Amendment of Rule* 142.

In rule 142, sub-rule (1), for the words "The Speaker", substitute the following words namely:—

"After the Subject Committees have presented their reports, the Speaker"

15. *Addition of new sub-rule (3A) to Rule* 148.

In rule 148, after sub-rule (3), the following shall be added as sub-rule (3A), namely:—

"(3A) The Demands for Grants on Account shall not be subjected to the scrutiny of the Subject Committees."

16. *Addition of new heading after Rule* 230 *as item (iv A)*

After rule 230, the following new heading shall be added as item (iv A) namely:—

"(iv A) SUBJECT COMMITTEES".

17. *Insertion of new rules after new heading added as item (ivA)*

Below the new heading "(ivA) SUBJECT COMMITTEES", the following new rules shall be added as rules 230 A, 230 B, 230 C, 230 D, 230 E, 230 F, 230 G, 230 H, 230 I and 230 J, namely:—

"230*A*. *Subject Committees.*—(1) There shall be ten Subject Committees as enumerated in the Fifth Schedule.

(2) Each Subject Committee shall deal with the Subjects shown against it in the Fifth Schedule and/or matters relating to them:

Provided that the Speaker may in consultation with the Leader of the House modify or vary the allocation of subjects to the Subject Committees, from time to time.

230*B*. *Constitution of Committees.*—(1) Each Subject Committee shall consist of not more than fifteen members and not less than ten members who shall be nominated by the Speaker, as soon as may be, after the commencement of the Assembly or from time to time, as the case may be.

(2) No member shall be a member of more than one Subject Committee:

Provided that a Minister shall be *ex-officio* member of every committee in respect of which the subject/subjects allocated to such committee may fall within his responsibility.

(3) The term of the Subject Committee shall be two years from the date of constitution of the Committee or until a new Committee is nominated.

230*C*. *Chairman of the Committee.*—The Speaker may nominate one of the members of the Committee to be its Chairman.

230*D*. *Functions of the Committee*.—(1) The functions of the Subject Committees shall be,—

(i) to scrutinise the demands for grants;

(ii) to examine legislation;

(iii) to study and report on a specified area of governmental activity in the wider public interest, or a project, scheme or undertaking intended for the general welfare;

(iv) to advise Government on a question of policy or legislation on which Government may consult a Committee;

(v) to discuss generally and formulate views on,—

(a) State's Five Year Plan Programmes and their implementation;

(b) Centre-State relations in so far as they concern the State of Kerala;

(c) Reports of Public Service Commission;

(d) Reports of Public Undertakings;

(e) Reports of any statutory or other body, including any Commission of Inquiry, which are laid before the Assembly; and

(vi) to consider the draft of the rules to be framed by the Government or other authority in pursuance of the rule making powers delegated by an Act of the Legislature.

(2) The Subject Committees shall not examine or investigate matters of day to day administration.

230*E*. *Power of the Committee as regards Demands for Grants*.—(1) Each Subject Committee shall, at the conclusion of the discussion referred to in rule 141, scrutinise the demands for grants falling within its purview. Such scrutiny shall ordinarily be confined to variations in the demands from the previous year, more particularly increases, the need for economy and efficiency, new services, and relationship of expenditure to needs.

(2) The Subject Committees shall complete the scrutiny of all the demands for grants within a period not exceeding three weeks from the date of completion of the discussion referred to in rule 141.

(3) At the end of the scrutiny referred to in sub-rule (2), each Subject Committee, shall as soon as may be, report to the House the result of such scrutiny and forward a copy of the report to the Minister concerned.

230*F*. *Powers of the Committee in respect of Bills*.—(1) Every Bill, other than an Appropriation Bill, unless referred to a Select Committee, shall after its general principles are approved by the House, on a motion adopted in that behalf, stand referred to the Subject Committee, within whose jurisdiction the subject matter of the Bill falls, for detailed examination, together with the amendments, if any, received thereto.

(2) In other respects, the procedure applicable to the Select Committee on a Bill shall apply to the Subject Committees when they consider legislation.

230 *G. Powers of the Committee as respects Statutory Rules.*—In every case where a statute confers powers to make rules on the Government or other authority, all such rules shall be placed before the appropriate Subject Committee in draft form for its scrutiny.

230 *H. Reports of Subject Committee.*—(1) Subject to sub-rules (2), (3) and (4), each Subject Committee shall submit periodical reports to the Assembly.

(2) A Subject Committee may, in regard to matters referred to in items (iii) and (iv) of sub-rule (1) of rule 230D, forward its report to the Chief Minister in the first instance, if in the opinion of the Committee public interest will be better served by so doing.

(3) Each Subject Committee shall, in regard to matters specified in item (v) of sub-rule (1) of rule 230D, present to the House, from time to time, a resume of its discussions thereon and forward a copy thereof to the Chief Minister.

(4) Each Subject Committee shall, in regard to item (vi) of sub-rule (1) of rule 230D, forward its report to the Chief Minister.

230 *I. Secrecy of proceedings of Committee.*—(1) The proceedings of the meetings of the Subject Committee shall not be open to press.

(2) A verbatim proceedings of the meetings of the Committee shall be kept in the Legislature Library for perusal by the members of the Assembly.

230 *J. Powers of Speaker to issue directions.*—Without prejudice to the generality of the powers conferred under rule 303, the Speaker may, from time to time, issue such direction as may be necessary for the efficient conduct of the work of the Subject Committees".

18. *Amendment of rule* 263.

In rule 263, in sub-rule (3),—

(a) in line 2, after the words "a Select Committee" the words "or a Subject Committee" shall be added;

(b) in line 3, after the words "Select Committee" the words "or the Subject Committee, as the case may be", shall be added;

(c) in line 6, after the words "Select Committee" the words "or the Subject Committee, as the case may be", shall be added.

19. *Addition of new Schedule after Fourth Schedule.*

After the Fourth Schedule, the following shall be added as the Fifth Schedule, namely:—

"FIFTH SCHEDULE

(*See* Rule 230 A)

Committee I—*Agriculture and Integrated Rural Development*	Crop Production Land Reforms Minor Irrigation Soil and Water Conservation Command Area Development Animal Husbandry Dairy Development Community Development.
Committee II—*Forests, Fisheries & Plantations*	Forests Fisheries & Fishing Harbours All Marine Products Coconuts Cashew Rubber Cardamom Other Cash Crops.
Committee III—*Irrigation and Power*	Major and Medium Irrigation Flood Control Anti-sea Erosion Electricity.
Committee IV—*Industry and Minerals*	Large and Medium Industries Cement, Iron and Steel Mineral Development Village and Small Industries Small Scale Industries & Industrial Estates Handloom and Powerloom Khadi and Village Industries Handicrafts Coir Bricks and Tiles.

Committee V—*Transport and Communications*	Ports, Light Houses and Shipping Roads and Bridges Road Transport Water Transport Tourism Railways Communications Air Transport.
Committee VI—*Social Services*	Education (including all Technical and Professional Education) Arts and Culture Science and Technology (including Research) Employees State Insurance Health (including Hospitals & Maternity Services) Family Planning Child and Women's Welfare Welfare of the Physically Handicapped Old Age Pension Harijan Welfare and Welfare of Other Backward Classes.
Committee VII—*Housing and Labour*	Urban and Rural Housing Town Planning and Urban Development. Sewerage and Water Supply Public Works (other than Roads and Bridges) Labour (including Agricultural and Plantation Labour) Employment and Unemployment.
Committee VIII—*Economic Affairs*	Economic Development Land Revenue Excise Commercial Taxes and Agricultural Income-Tax Lotteries, Chitties and Chit Funds Credit Institutions Insurance.

Committee IX—*Local Administration & Co-operation*	District Boards and Municipalities Panchayats Co-operation Civil Supplies.
Committee X—*Home Affairs*	Police and Jails Administration of Justice Elections (other than elections to local bodies) General Administration (including all service matters) Sports and Games All other subjects not included in any other Committee".

DR. R. PRASANNAN,
Secretary,
Legislative Assembly.

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GOVERNMENT OF KERALA

Election Department

NOTIFICATION

No. 5467/EL2/79/Elec. *Dated Trivandrum, 7th November*, 1979.

Notifications Nos. 434/KL/79(1)and 434/KL/79 (2) both dated 2 November 1979, of the Election Commission of India are hereby published.

By order,

J. S. Jesudhasan,

Special Secretary (Home) & Chief Electoral Officer.

ELECTION COMMISSION OF INDIA

Ashok Road, New Delhi-110001,
Dated, 2nd November, 1979/
Kartika 11, 1901 (*Saka*).

NOTIFICATION

No. 429/KL/79 (1).—In exercise of the powers conferred by sub-section (1) of section 13C of the Representation of the People Act, 1950, the Election

33/4093 MC.

Commission hereby directs that the following amendments shall be made in its notification No. 429/KL/79(1), dated 18 September, 1979, namely:—

In the Table appended to the said notification—

for the existing entries in column 2 against serial Nos. 19, 21, 29, 37, 98, 104, 106 and 108, the following entries shall respectively be substituted:—

S. No. 19. "4. Special Tahsildar L.A., Ky.I.P. Payyoli."

S. No. 21. "3. Special Tahsildar, L.A.,Ky. I.P. Perambraky."

S. No. 29. "2. Deputy Tahsildar, South Wynad Taluk."

S. No. 37. "2. Deputy Tahsildar, Tirur Taluk."

S. No. 98. "2. Block Development Officer, Thycattussery."

S. No. 104. "2. Block Development Officer, Muthukulam."

S. No. 106. "2. Block Development Officer, Mallappally."

S. No. 108. "1. Block Development Officer, Changannur."

By order,

(Sd.)

K. GANESAN,

Secretary to the Election Commission of India.

ELECTION COMMISSION OF INDIA

Ashok Road, New Delhi-110001,
Dated, 2nd November, 1979/
Kartika 11, 1901 (*Saka*).

NOTIFICATION

No. 429/KL/79 (2).—In exercise of the powers conferred by sub-section (1) of section 13C of the Representation of the People Act, 1950, the Election Commission hereby appoints, in addition to the officers appointed by its notification No. 429/KL/79 (1), dated 18 September, 1979, the officers of the Government specified in column (2) of the Table below as Assistant Electoral Registration Officer to assist the Electoral Registration Officer of the Assembly Constituency in the State of Kerala specified in column 1 of the said Table against such Officer, in the performance of the functions of such Electoral Registration Officer.

TABLE

Electoral Registration Officer of Assembly Constituency	*Assistant Electoral Registration Officer*
(1)	(2)
31. Electoral Registration Officer of Wandoor (SC) Assembly Constituency	3. Additional Tahsildar, Taluk Office, Manjeri.
32. Electoral Registration Officer of Nilambur Assembly Constituency	3. Special Tahsildar, Taluk Office, Manjeri.
33. Electoral Registration Officer of Manjeri Assembly Constituency	3. Special Tahsildar (LR) II, Manjeri.
34. Electoral Registration Officer of Malappuram Assembly Constituency	3. Special Tahsildar (LA), (General) Malappuram.
35. Electoral Registration Officer of Kondotty Assembly Constituency	3. Special Tahsildar (LR) I, Manjeri.
36. Electoral Registration Officer of Tirurangadi Assembly Constituency	3. Special Tahsildar (LR), Parappanangadi.
37. Electoral Registration Officer of Tanur Assembly Constituency	3. Special Tahsildar (LR), Tanur.
38. Electoral Registration Officer of Tirur Assembly Constituency	3. Additional Tahsildar, Taluk Office, Tirur.
39. Electoral Registration Officer of Ponnani Assembly Constituency	3. Special Tahsildar (LR), Ponnani.
40. Electoral Registration Officer of Kuttippuram Assembly Constituency	3. Special Tahsildar (LR), Valancheri.
41. Electoral Registration Officer of Mankada Assembly Constituency	3. Additional Tahsildar, Taluk Office, Perinthalmanna.
42. Electoral Registration Officer of Perinthalmanna Assembly Constituency	3. Special Tahsildar (LR), Perinthalmanna.
128. Electoral Registration Officer of Attingal Assembly Constituency	4. Block Development Officer, Chirayinkil.

(1)	(2)
131. Electoral Registration Officer of Ariyanad Assembly Constituency	3. Block Development Officer, Vellanad.
132. Electoral Registration Officer of Nedumangad Assembly Constituency.	3. Block Development Officer, Nedumangad.

By order,

(Sd.)

K. GANESAN,

Secretary to the Election Commission of India.

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GOVERNMENT OF KERALA

Local Administration and Social Welfare (G) Department

NOTIFICATION

No. 48041/G2/77/LA&SWD. *Dated, Trivandrum, 3rd November 1979.*

The following Draft of the Greater Cochin Development Authority Provident Fund Rules, 1979 which the Government of Kerala propose to make in exercise of powers conferred by sub-section (1) of section 53 of the Town Planning Act, 1108 (IV of 1108), read with section 53F thereof and sub-section (1) of section 54 of the Madras Town Planning Act, 1920 (Madras Act VII of 1920), read with section 54F thereof, is hereby published for general information as required by section 42 of the Town Planning Act, 1108 (IV of 1108, and section 44A of the Madras Town Planning Act, 1920 (Madras Act VII of 1920).

Notice is hereby given that the saidDraft will be taken up for consideration on or after 15-12-1979 and that any objection or suggestion which may be received in respect of the said draft before the date specified above will be considered by Government. Objection or suggestions, if any, shall be addressed to the Special Secretary to Government, Local Administration and Social Welfare Department, Secretariat, Trivandrum.

33/4096/MC.

The Greater Cochin Development Authority Employees Provident Fund Rules, 1979

1. *Short title, application and commencement.*—(1) These rules may be called the Greater Cochin Development Authority Employees Provident Fund Rules, 1979.

(2) They shall apply to all the employees under the Greater Cochin Development Authority.

(3) They shall come into force atonce.

2. *Definitions.*—In these rules unless there is anything repugnant in the subject or context—

(i) 'Authority' means the Greater Cochin Development Authority.

(ii) 'Secretary' means the Secretary of the Greater Cochin Development Authority.

(iii) 'Family' means—(a) in the case of a male subscriber, the wife or wives and children of the subscriber and the widow, or widows and children of a deceased son of the subscriber:

Provided that if a subscriber proves that his wife has been juidicially separated from him or has ceased under the customary law of the community to which she belongs, to be entitled to maintenance, she shall henceforth be deemed to be no longer a member of the subscriber's family in matters to which these rules relate, unless the subscriber subsequently indicates by express notice in writing to the Secretary that she shall continue to be so regarded; and

(b) In the case of a female subscriber, the husband and children of the subscriber, and the widow or widows and children of a deceased son of the subscriber:

Provided that if a subscriber by notice in writing to the Secretary expresses her desire to exclude her husband from her family the husband shall thenceforth be deemed to be no longer a membr of the subscriber's family in matters to which these rules relate, unless the subscriber subsequently cancels formally in writing her notice excluding him.

Note 1:—"Children" means legitimate children.

Note 2:—An adopted child shall be considered to be a child for the purpose of these rules if the Secretary is satisfied that under the personal law of the subseriber adoption is legally recognised as conferring the status of a natural child.

Note 3:—A child of one person given in adoption to another shall not be considered to be a child of the former if the Secretary is satisfied that such adoption is legally recognised under the personal law of the persons concerned.

(iv) "Emoluments" means pay, leave salary or subsistence allowance as defined in the Kerala Service Rules or other Service Rules applicable to the employee concerned and includes dearness pay appropriate to pay, leave salary or subsistence allowance if admissible and any remuneration of the nature of pay received in respect of foreign service.

(v) 'Form' means a form appended to these rules;

(vi) 'Fund' means the 'Employees Contributory Provident Fund' established by the Authority under these rules;

(vii) 'Employee' means a full-time employee of the Authority who is not entitled under the rules in force for pension on retirement from service on superannuation.

Note: If any doubt arises as to whether a particular employee is a full time employee or not, the matter shall be referred to the Authority whose decision thereon shall be final.

(viii) 'Subscription' means the amount subscribed by an employee to the fund under the rules;

(ix) 'Year' means a financial year;

(x) Words importing the masculine gender shall be taken to include females if circumstances so require;

(xi) Any other expression used in these rules which is defined in the Kerala Service Rules is used in the sense therein defined.

3. *Constitution of Fund*.—(1) The Authority shall establish and maintain a Contributory Provident Fund for the benefit of its employees admitted to the fund under rule 4.

(2) The fund shall consist of subscriptions by the employees, contributions from the Authority and interest thereon.

(3) The fund shall be administered by the Authority.

(4) The fund shall be invested in Government Saving Banks, any other savings scheme, or other securities approved by the Government.

(5) The charges and cost necessary for the administration of the fund shall be met out of the fund under Revenue Account of the Authority.

4. *Permanent employees to subscribe to the Fund.*—(i) It shall be obligatory on all permanent employee of the Authority to subscribe to the Fund:

Provided that it shall be open to the Authority to allow a temporary or officiating employee to subscribe to the Fund if he is likely to be employed at least for three years.

(ii) Every application for admission to the Fund shall be in Form 1.

5. *Nominations.*—(i) Each subscriber shall at the time of joining the fund send to the Secretary along with his application a nomination conferring on one or more persons the right to receive the amount that may stand to his credit in the fund, in the event of his death before that amount has become payable, or having become payable, has not been paid:

Provided that if, at the time of making the nomination, the subscriber has a family the nomination shall not be in favour of any person or persons other than the members of his family.

(ii) If the subscriber nominates more than one person under sub-rule (i) he shall specify in the nomination the amount or share payable to each of the nominees in such manner as to cover the whole of the amount that may stand to his credit in the fund at any time.

(iii) Every nomination shall be in Form 2A or in Form 2B or in Form 2 C as is appropriate in the circumstances of the case.

(iv) The nomination made by an employee who has no family shall become invalid on his subsequently acquiring a family.

(v) A subscriber may at any time cancel a nomination by sending notice in writing to the Secretary:

Provided that the subscriber shall, along with such notice send a fresh nomination made in accordance with the provisions of this rule.

(vi) A subscriber may provide in a nomination—

(a) in respect of any specified nominee, that in the event of his pre-deceasing the subscriber, the right conferred upon the nominee shall, pass to such other person as may be specified in the nominations;

(b) that the nomination shall become invalid in the event of the happening of a contingency specified therein.

(vii) Immediately on the occurrence of any contingency by reason of which the nomination becomes inoperative the subscriber shall send to the Secretary a notice in writing cancelling the nomination together with a fresh nomination made in accordance with the provision of this rule.

(viii) Every nomination made and every notice of cancellation given by a subscriber shall, to the extent that it is valid, take effect from the date on which it is approved by the Secretary.

6. *Conditions and rate of subscription.*—(1) Every subscriber on duty or on earned leave shall subscribe monthly to the fund:

Subscription will be optional when a member is on leave other than earned leave or under suspension.

(2) The amount of subscription shall be fixed by the subscriber himself, subject to the following conditions, namely:—

(a) It shall be expressed in whole rupees;

(b) It may be any sum, so expressed, not less than six per cent of his emoluments.

Note:—Rounding off of minimum percentage.—If 6 per cent of emoluments represents a sum not expressible in whole rupees, the said sum may be rounded to the nearest whole rupee, fifty paise or more being counted as one rupee and less than fifty paise being ignored. This amount shall be taken as the minimum limit of subscription.

(3) For the purpose of sub-rule (2) the emoluments of a subscriber shall be,—

(a) in the case of subscriber who was in service on the 31st March of the preceding year, the emoluments to which he was entitled on that date:

Provided that—

(i) If the subscriber was on leave without allowances on the said date or was under suspension on that date, his emoluments shall be the emoluments to which he was entitled on the first day after his return to duty.

(ii) If the subscriber was on leave other than leave without allowances on the said date and continues to be on leave, his emoluments shall be the emoluments to which he would have been entitled on that date had he not been on leave.

(b) In the case of a subscriber who was not in service on the 31st March of the preceding year the emoluments to which he was entitled on the first day of his service or if he joined the fund for the first time on a date subsequent to the first day of his service, the emoluments to which he was entitled on such subsequent date.

(iii) The subscriber shall intimate the fixation of the amount of his monthly subscription in each year to the Secretary before the 31st March of the preceding year.

(iv) The amount of subscription so fixed shall remain unchanged throughout the year, provided that the amount of subscription may be enhanced once at any time during the course of the year.

7. *Deduction of subscriptions from pay bills.*—Subscription shall be recovered by deduction from the pay bill of subscriber concerned.

8. *Contribution to be made by the Authority.*—(1) The contribution from the Authority towards the account of each subscriber shall be six per cent of the emoluments drawn by him during the month and it shall be credited to his account every month.

(2) Each contribution under sub-rule (1) shall be calculated to the nearest whole rupee, fifty paise or more being counted as one rupee and less than fifty paise being ignored.

9. *Lodging of the fund.*—The amount deducted from the pay bills of the subscribers under rule 7 towards subscriptions to the fund and the contributions paid by the Authority to the fund under rule 8 shall be lodged in Government Savings Bank, any other saving scheme or other security approved by the Government and a separate cash book shall be maintained for the fund.

10. *Interest.*—(1) Interest at such rate as may be fixed by the Authority with the approval of the Government, subject to a minimum of four per cent shall be annually credited by the Secretary to the account of each subscriber.

(2) Interest shall be credited with effect from the last day in each year in the following manner:—

(i) On the amount at the credit of a subscriber on the last day of the preceding year, less any sums withdrawn during the current year—interest for twelve months;

(ii) On sums withdrawn during the current year interest from the beginning of the current year upto the last day of the month preceding the month of withdrawal;

(iii) On all sums credited to subscriber's account after the last day of the preceding year—interest from the date of deposit upto the end of the current year;

(iv) The total amount of interest shall be rounded to the nearest rupee (fifty paise or more counting as the next higher rupee):

Provided that when the amount standing at the credit of a subscriber has become payable, interest shall thereupon be credited under this sub-rule in respect only of the period from the beginning of the current year or from the date of deposit, as the case may be, upto the date on which the amount standing at the credit of the subscriber became payable.

(3) In this rule, the date of deposit shall in the case of a recovery from emoluments, be deemed to be the first day of the month in which it is recovered.

(4) In addition to any amount to be paid under these rules on final withdrawal, interest thereon up to the end of the month preceding that in which the payment is made or upto the end of the sixth month after the month in which such amount become payable whichever of these periods be less, shall be payable to the person to whom such amount is to be paid.

11. *Furnishing of statement of account to members.*—A statement of account in Form 3 shall be supplied to each member as soon as possible after the close of the year.

12. *Advance from the fund.*—(1) The Secretary may grant temporary advance to a subscriber from the amount standing at his credit by way of his subscriptions towards his account with interest thereon subject to the following conditions:—

(a) No advance shall be granted from the fund unless the Secretary is satisfied that the subscriber's pecuniary circumstances justify it and that it will be utilised for the following purpose or purposes and not otherwise:—

(i) to pay expenses in connection with the prolonged illness of the subscriber or any person actually dependent on him, or to repay any outstanding amount on account of a loan expressly taken for this purpose;

(ii) to pay obligation expenses on a scale appropriate to the subscriber's states in connection with marriages, funerals or ceremonies which by the religious or social customs of the applicant it is incumbent upon him to perform or to repay any outstanding amount on account of a loan expressly taken for this purpose;

(iii) to pay for the cost of legal proceedings instituted by the subscriber for vindicating his position in regard to any allegation made against him in respect of any act done or purporting to be done by him in the discharge of his official duties;

(iv) to pay for the cost of subscriber's defence where he is prosecuted by the Authority in any Court of Law or when the subscriber engages a legal practitioner to defend himself in any enquiry in respect of alleged misconduct on his part.

Note.—Temporary advance may be sanctioned to a subscriber who is under suspension provided he agrees in writing to the recovery of advance being made in monthly instalments from the subsistence allowance sanctioned to him.

(b) The Secretary may, in special circumstances, for reasons to be recorded in writing, and with the approval of the Authority, sanction an advance for a purpose other than those mentioned under sub-rule (a).

(c) An advance shall not except for special reasons to be recorded in writing, be granted in excess of the maximum amount of advance admissible. The following formula may be adopted for determining the maximum amount of advance admissible.

$\frac{3a-b}{4}$ where 'a' represents balance at his credit by way of his subscriptions towards his account plus interest thereon and 'b' represents balance outstanding repayment of the loan.

(2) The Secretary shall not under any circumstances grant—

(i) an advance to a subscriber unless a period of six months has elapsed after the grant of a previous advance.

(3) (i) The amount of advance should be expressed in whole rupees and the monthly instalments of repayments should be in equal number of whole rupees.

(ii) Application for temporary advance shall be in Form 4 and the sanction shall be in Form 5.

13. *Recovery of temporary advance.*—An advance shall be recovered from the subscriber in such number of equal monthly instalments as the Secretary may direct; but such number shall not be less than twelve unless the subscriber so elects, or in any case not more than twenty-four. A subscriber may, at his option, repay two or more instalments in a month.

14. *Mode of Recovery.*—(1) Recovery shall be made in the manner prescribed in rule 7 for the realisation of subscriptions and shall commence with the issue of pay for the month following the month in which the advance was withdrawn. Recovery shall not be made, except with the subscriber's consent while he is on half pay leave or leave without allowances or in receipt of subsistence allowance and may be postponed on the subscriber's written request by the Secretary during the recovery of an advance of pay granted to the subscriber.

(2) When an advance is sanctioned under sub-rule (1) of rule 12, before repayment in full of any previous advance, the balance of any previous advance not received shall be added to the advance so sanctioned and the instalment for recovery shall be fixed with reference to the consolidated amount.

15. *Financing of Life Insurance Policies.*—At the request in writing of any subscriber and with the consent of the Secretary any portion or whole of his subscription with interest thereon may be invested by the Authority in a Policy of Life Insurance and for such amount and on such terms as may be mutually agreed upon in writing between the subscriber and the Authority. Such a Policy shall be effected in the name of the subscriber who shall assign the same in favour of the Authority:

Provided always—

(a) that every such Policy shall so long as the subscriber is actually in employment under the Authority belong to the Authority and no interest thereon shall, during such period, vest in a subscriber on whose life it has been effected or in his nominees and neither he nor they shall have any right to interfere therewith;

(b) that the Authority shall not be responsible for any loss or damage that may arise or result from the effecting of any Policy under this rule;

(c) that on the retirement from service of a subscriber or termination of his service either on resignation or as a measure of punishment the Policy effected on his life shall be reassigned to him;

(d) that on the death of the subscriber while in service his Policy shall be reassigned to the nominees appointed by him under these rules jointly, specifying the shares to which each of the nominees is entitled;

(e) if such Policy matures before the subscriber quits service, the Secretary shall realise the proceeds of the Policy from the Insurance Company and credit it to the fund of the subscriber.

(2) The Secretary shall keep a register of Life Insurance Policies effected under this rule and a register of Premia paid in respect of such Policies in Form 6 and Form 7 respectively.

16. *Closure of Accounts.*—The account of each subscriber shall be closed,—

(a) When he is dismissed or removed from service; or

(b) When he is discharged from service; or

(c) When he dies; or

(d) When transferred to a service qualifying for pension; or

(e) When he quits service on retirement or on any other ground.

17. *Settlement of claims of the subscriber.*—When a subscriber's account is closed under rule 16 the claim of the subscriber or his nominees, as the case may, on the fund shall be settled subject to the following conditions:—

(i) A subscriber quitting the service after a period of less than three years shall receive only his subscription to the fund with interest thereon upto the date of his quitting service:

Provided that the restriction shall not apply to the case of a subscriber who dies or who is compulsorily retired on account of physical unfitness before he completes the prescribed period of three years.

(ii) A subscriber who has put in three years' service or more shall be entitled to the full amount of Authority's contribution with interest thereon as also subscription with interest thereon.

(iii) On the death of a subscriber before quitting the service when he leaves a family and if no nomination in favour of a member or members of the family of the subscriber subsists, or if such nomination relates only to a part of the amount standing to his credit in the fund the whole amount or the part thereof to which the nomination does not relate, as the case may be, shall notwithstanding any nomination purporting to be in favour of any person or persons other than a member or members of his family become payable to the members of his family in equal shares:

Provided that no share shall be payable to—

(a) sons who have attained legal majority;

(b) sons of the deceased son who have attained legal majority;

(c) married daughters whose husbands are alive;

(d) married daughters of a deceased son whose husbands are alive, if there is any member of the family other than those mentioned in clauses (a) to (d):

Provided further that the widow or widows and the child or children or a deceased son shall receive among them in equal parts only the share which that son would have received if he had survived the subscriber.

(iv) When the account of a subscriber is closed consequent on his transfer to a service qualifying for pension the Secretary shall make necessary arrangements to the transfer of the fund in favour of the authority empowered to administer the fund for the benefit of the subscribers.

18. *Payment of amounts to subscriber or his nominee etc.*—When the account of a subscriber is closed, the subscriber, his nominees or legal representatives, as the case may be, shall be paid the amount of the fund standing to his credit by the Secretary after careful scrutiny as expeditiously as possible (provided that the subscriber or his nominee or legal representative as the case may be, shall be paid the contribution and interest thereon less such sums as it may be found necessary to recover from him and to credit to the Authority on any account of audit in the usual course).

19. *Maintenance of register.*—The Secretary shall keep a register of subscribers in Form 8, Cash Book in Form 9, a Register of temporary advances in Form 10 and an abstract in Form 11.

APPENDIX

FORM I

[*See* rule 4 (ii)]

Form of Application for Admission to the Greater Cochin Development Authority Employees Contributory Provident Fund

(To be submitted in duplicate)

Name of applicant	*Official designation*	*Whether the applicant is permanent, temporary or officiating. If temporary, or officiating give the date of commencement of service*	*Rate of emoluments per mensem*	*Rate of subscription per mensem*	*If subscriber to any other Fund, the name of such Fund*	*Whether the applicant has a family or not*	*Account No. to be allotted*	*Remarks*
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)

A form of nomination in the prescribed form, duly filled in, is enclosed.

Signature of Applicant

Station:
Date:

For Office use

Admitted to P. F. from..

Rate of subscription ....

Deduction to be made from ....

Salary for ....

Arrears of Rs.................................from..................to.......

Pay on ....

Secretary

... showing the particulars of admission to the Provident Fund, the rates of subscription and contribution to which he is eligible ... time of admission to the fund, date of admission to the fund etc., shall be pasted in the service book of the employee.

FORM 2 (A)

[*See* rule 5 (iii)]

Form of Nomination

When the subscriber has a family and wishes to nominate one member thereof.

I hereby nominate the person mentioned below who is a member of my family as defined in rule 2 to receive the amount that may stand to my credit in the Fund, in the event of my death before that amount has become payable, or having become payable, has not been paid.

Name and address of the nominee	*Relationship with subscriber*	*Age*	*Contingencies on the happening of which the nomination shall become invalid*	*Name, address and relationship of the person, if any to whom the right of the nominee shall pass in the event of his pre-deceasing the subscriber*	*Name and address of the person to whom share is to be paid on behalf of minor*
(1)	(2)	(3)	(4)	(5)	(6)

Dated this.....................................day of.......................19..........at.......................

Two witnesses to the signature of the subscriber

(1)

(2)

Signature of subscriber

FORM 2 (B).

[*See* rule 5 (iii)]

Form of Nomination

When the subscriber has no family and wishes to nominate one person.

I having no family as defined in rule 2 hereby nominate the person mentioned below to receive the amount that may stand to my credit in the fund in the event of my death before that amount has become payable or having become payable, has not been paid.

Name and address of the nominees	*Relationship with subscriber*	*Age*	**Contingencies on the happening of which the nomination shall become invalid*	*Name address and relationship of the person, if any to whom the right of the nominee shall pass in the event of his pre-deceasing the subscriber*	*Name, and address of the person to whom share is to be paid on behalf of minor*
(1)	(2)	(3).	(4)	(5)	(6).

Dated this....................day of................19............................at...............................

Two witnesses to the signature of the subscriber.

Signature of subscriber

(1)

(2)

*Where a subscriber who has no family makes a nomination, he shall specify in this column that the nomination shall become invalid in the event of subsequently acquiring a family.

Note.—'Death' need not be specified as contingency on the happening of which the nomination shall become invalid.

FORM 2 (C)

[*See* rule 5 (iii)]

Form of Nomination

When the subscriber has no family and wishes to nominate more than one person.

I having no family as defined in rule 2 hereby nominate the persons mentioned below to receive the amount that may stand to my credit in the fund in the event of my death before the amount has become payable, or having become payable, has not been paid and direct that the said amount shall be distributed among the said persons in the manner shown below against their names.

Name and address of the nominees	*Relationship with subscriber*	*Age*	*Amount of share of accumulations to be paid to each*	**Contingencies on the happening of which the nomination shall become invalid*	*Name, address and relationship of the person, if any to whom the right of the nominee shall pass in the event of his predeceasing the subscriber*	*Name and address of the person to whom share is to be paid on behalf of minor*
(1)	(2)	(3)	(4)	(5)	(6)	(7)

Dated this..............................day of ....19................at..............................

Signature of subscriber

Two witnesses to the signature of the subscriber

(1)

(2)

*Where a subscriber who has no family makes a nomination, he shall specify in this column that the nomination shall become invalid in the event of subsequently acquiring a family

Note:—'Death' need not be specified as contingency on the happening of which the nomination shall become invalid.

FORM 5

(See rule 11)

Statement of Greater Cochin Development Authority Employees Contributor Provident Fund Account

Deposit account of.................. (Official Designation) for the year ending 31st March..............

Account No.............

	Subscription Rs. P	Contribution Rs. P	Remarks
Opening Balance			
Balance, if any, transferred from other local bodies			
*Credits during the year			
Interest for 19....			
Total			
Withdrawals during the year			
Balance on 31st March 19.....			

*Includes recoveries made during the months of April to March.

Forwarded to the subscriber as required by Rule 11 of the Rules. He is required to satisfy himself as to the correctness of the statement and to bring errors, if any, to the notice of the undersigned one month from the date of its receipt.

Signature......................

Secretary,
Greater Cochin Development
Authority, Cochin-20

Office of the Greater Cochin Development Authority

The..................day of...................19....

FORM 4

(*See* rule 12)

Form of Application for Temporary Advances against Deposits in Employees Contributory Provident Fund (Greater Cochin Development Authority)

1. Name and Account No. of the subscriber
2. Monthly pay, dearness pay and designation
3. Amount of advance required
   (Both in figures and words)
4. Purpose for which it is required
5. Number of instalments of recovery proposed
6. Date of complete repayment of the previous loan
7. Details of advances pending recovery—
   (1) the amounts of previous advances
   (2) dates of drawal of each advance
   (3) balance outstanding aginst each advance

7.(a) Amount of consolidated advance—items 3 and 7(3) and the number and amount of monthly instalments in which the consolidated advance is proposed to be repaid

8. I hereby declare that the above statements are true and that I agree to abide by the Employees Contributory Provident Fund (Greater Cochin Development Authority) Rules in force. I also promise to repay the above advance in equal monthly instalments together with interest according to rules.

(Signature of the subscriber with name and designation)

Place................

Date..................

9. Enquiry Certificate

Place........

Date........

(Signature of Secretary)

Verification Report

10. Total amount at the credit of the applicant
11. Amount of advance admissible
12. Number of instalments of repayments
13. Any other fact requiring consideration

Accounts Officer/Head of Office/
Department

FORM 5

(*See* rule 12)

Form of Sanction for Temporary Advances from Employees Contributory Provident Fund (Greater Cochin Development Authority)

A temporary advance from the Employees Contributory Provident Fund (Greater Cochin Development Authority) as particularised below is sanctioned by the undersigned under the rules regulating that fund.

1. Subscribers name
2. Subscriber's designation
3. Subscriber's pay and dearness pay
4. Subscriber's Provident Fund Account No.
5. Amount of advance
6. Object of advance
7. Rule or rules under which the advance is sanctioned
8. Balance at credit of the subscriber on this date (as verified from the account last rendered by the Accounts Officer/Head of Office/Department)
9. Balance of previous advances, if any, outstanding against the subscriber (Principal and interest shown separately)
10. Date of repayment of previous advance, if any
11. Special reasons for granting the advance under Rule 12
12. Number of instalments in which the advance is to be recovered

12.A. Amount of consolidated advances (items 5 and 9) and the number of instalments in which the consolidated advance is to be recovered.

13. Amount of each such instalment

Signature of the sanctioning
authority with designation

To

Sri..................

FORM 6

(See rule 15)

Register of Life Insurance Policies effected in favour of the Greater Cochin Development Authority Employees Contributory Provident Fund Rules

Sl.No.	*Name of Policy holder*	*Name of Insurance company*	*Number of policy*	*Date of maturity of policy*	*Amount of policy*	*Amount of premium*	*Folio number of register of Premia*	*Date of receipt of policy*	*Dated initials of the Secretary*	*Date of assignment*	*No. and date of letter forwarding the policy*	*Date of acknowledgement of policy*	*Dated initials of the Secretary*
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)	(12)	(13)	(14)
					Rs.	Rs.							

FORM 7

(*See* rule 15)

Register of Premia

1. Name of Policy holder
2. Folio number of Provident Fund Ledger
3. Name of Insurance Company
4. Number of Policy
5. Date of Maturity of Policy
6. Number of instalments in which the annual Premium is payable
7. Amount of each instalment of Premium
8. Due date (or dates) of Payment of instalment (or instalments)

Sl.No. of payment	*Amount paid*	*Date of payment*	*Initials of the Secretary*	*Remarks*
(1)	(2)	(3)	(4)	(5)

FORM B

(See rule 20)

Register of Subscribers to the greater Cochin Development Authority Employees Contributory Provident Fund and their Nominees

SUBSCRIBERS

Sl. No.	*Name in full*	*Father's name*	*Address*	*Date of birth in the Christian era*	*Date of admission*	*Age on date of admission*	*Name of appointment held on date of admission*	*Pay of post*	*Name and date of certificate of nomination (to be filled separately)*
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)

NOMINEES

Sl. No.	*Name in full*	*Relationship to the subscriber*	*Age*	*Occupation*	*Address*	*Sums due in what proportion payable*	*Name and address of witnesses attest the certificate*	*Initials of the Secretary*	*Remarks*
(11)	(12)	(13)	(14)	(15)	(16)	(17)	(18)	(19)	(20)

FORM 9

(*See* rule 20)

Cash Book of the Greater Cochin Development Authority Employees Contributory Provident Fund for the year 19

RECEIPTS

Subscriptions	*Contribution*	*Investments*	*Miscellaneous*	*Month & date*
(1)	(2)	(3)	(4)	(5)
Rs. P.	*Rs. P.*	*Rs. P.*	*Rs. P.*	*Rs. P.*

PAYMENTS

Particulars of transactions	*Subscriptions*	*Contribution*	*Investments*	*Miscellaneous*	*Total net Balance every month*
					In the Government Savings Bank
(6)	(7)	(8)	(9)	(10)	(11)
	Rs. P.	*Rs. P.*	*Rs. P.*	*Rs. P.*	*Rs. P.*

FORM 10

(*See* Rule 20)

Register of Temporary Advances and their Recoveries

WITHDRAWALS

Name and designation	*Account Number*	*Authority*	*Amount sanctioned*	*Amount withdrawn*	*Number of Instalments of recovery*	*Year*
(1)	(2)	(3)	(4)	(5)	(6)	(7)
					19	-19
					19	-19
					19	-19
					19	-19
					19	-19

RECOVERIES

April	*May*	*June*	*July*	*August*	*September*	*October*	*November*	*December*	*January*	*February*	*March*	*Remarks*
(8)	(9)	(10)	(11)	(12)	(13)	(14)	(15)	(16)	(17)	(18)	(19)	(20)
Rs.	*Rs.*	*Rs.*	*Rs.*	*Rs.*	*Rs.*	*Rs.*	*Rs.*	*Rs.*	*Rs.*	*Rs.*	*Rs.*	

FORM 11

(*See* Rule 20)

Abstract of the Greater Cochin Development Authority Employees contributory Provident Fund.........from 19...19....

Sl. No. as per register of Subscribers	*Name of subscriber*	*Official designation*	*Pay on which subscription is levied*	*Subscription account*	*Opening Balance* *Contribution account*
(1)	(2)	(3)	(4)	(5)	(6)

Credit *Total*

Amounts of subscriptions or refunds of withdrawals received in											
April	*May*	*June*	*July*	*August*	*September*	*October*	*November*	*Deecember*	*January*	*February*	*March*
(7)	(8)	(9)	(10)	(11)	(12)	(13)	(14)	(15)	(16)	(17)	(18)

						Subscription and contribution withdrawn or temporary withdrawals or contribution forfeited			*Closing Balance*		
Subscription accounts total of columns (7) to (18)	*Contribution for the Year*	*Interest on subscriptions*	*Interest on contribution*	*Total of subscription account (Columns 5 + 19+21)*	*Total of contribution account (6+10+22)*	*Subscription*	*Contribution*	*Voucher Number*	*Subscription amount*	*Contribution account*	*Remarks*
(19)	(20)	(21)	(22)	(23)	(24)	(25)	(26)	(27)	(28)	(29)	(30)
	Rs. P.					*Rs. P.*	*Rs. P.*	*Rs. P.*	*Rs. P.*		

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KERALA GAZETTE

EXTRAORDINARY

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GOVERNMENT OF KERALA

Water and Transport (Transport B) Department

DECLARATION

No. 23206/TB2/79/W&T. *Dated, Trivandrum, 6th November*, 1979.

Whereas in exercise of the powers conferred by clause (1) of Article 258 of the Constitution the President has in his notification No. 2/4/63/Judl. II dated 31-5-1963 entrusted the Government of Kerala, with their consent, the functions of the Central Government under the Kerala Land Acquisition Act, 1961 (Act 21 of 1962), in relation to acquisition of lands for the purpose of the Union in this State;

And whereas under subsection (4) of Section 19 of the said Act the Government of Kerala have directed that in view of the urgency of the case, the provisions of section 5 of the Act shall not apply to the lands specified in the schedule below;

And whereas the Government are satisfied that the said lands have to be acquired for a public purpose;

The Government of Kerala hereby declare under Section 6 of the Act that the lands specified in the Schedule below and measuring 0.1607 Hectare be the same a little more or less, are needed for a public purpose, to wit for doubling rail track between Shornur and Mullurkkara and under section 7 of the Act direct the Special Tahsildar (LA), Railways, Trichur to take order for the acquisition of the lands. Further, under subsection (1) of section 19 of the Act the Government direct that the Collector may take possession of the lands on the expiry of fifteen days from the date of publication of the notice mentioned in subsection (1) of section 9 of the Act.

A plan of the lands is kept in the Office of the Special Tahsildar (LA), Railways, Trichur and may be inspected at any time during office hours.

33/4101/B.

ഭരണഘടന 258-ാം വകുപ്പ് (1)-ാം ഖണ്ഡത്താൽ നൽകപ്പെട്ട അധികാരങ്ങൾ വിനിയോഗിച്ച് രാഷ്ട്രപതി, യൂണിയന്റെ ആവശ്യത്തിനായി ഈ സംസ്ഥാനത്ത് ഭൂമി വിലയ്ക്കെടുക്കുന്നത് സംബന്ധിച്ചിടത്തോളം 1961-ലെ കേരള സ്ഥലമെടുപ്പ് ആക്റ്റ് (1962-ലെ 21-ാം ആക്റ്റ്) പ്രകാരം കേന്ദ്ര ഗവൺമെന്റിന്റെ പ്രവൃത്തികൾ തന്റെ 31-5-1963-ാം തീയതിയിലെ 2/4/63/Judl. II-ാം നമ്പർ പരസ്യപ്രകാരം കേരള ഗവൺമെന്റിനെ ആ ഗവൺമെന്റിന്റെ സമ്മതത്തോടുകൂടി, ഭരമേൽപ്പിച്ചിരിക്കയാലും ;

പ്രസ്തുത ആക്റ്റ് 19-ാം വകുപ്പ് (4)-ാം ഉപവകുപ്പ് പ്രകാരം കേരള ഗവൺമെന്റ് പ്രസ്തുത സംഗതിയുടെ അടിയന്തിരസ്ഥിതി പരിഗണിച്ച്, ആക്റ്റ് 5-ാം വകുപ്പിലെ വ്യവസ്ഥകൾ താഴെ പട്ടികയിൽ വിവരിച്ചിട്ടുള്ള ഭൂമിക്ക് ബാധകമല്ലെന്ന് നിർദ്ദേശിക്കയാലും;

പ്രസ്തുത ഭൂമി ഒരു പൊതുകാര്യത്തിനായി വിലയ്ക്കെടുക്കേണ്ടതാണെന്ന് ഗവൺമെന്റിന് ബോദ്ധ്യപ്പെട്ടിരിക്കുന്നതിനാലും,

കേരള ഗവൺമെന്റ് താഴെ കാണുന്ന പട്ടികയിൽ വിവരിച്ചിട്ടുള്ളതും 0.1607 ഹെക്ടർ വിസ്തീർണ്ണമുള്ളതുമായ ഭൂമി, അത് അത്രതന്നെയോ, അതിൽ അൽപ്പം കൂടുതലോ കുറവോ ആയിരുന്നാലും വേണ്ടതില്ല, ഒരു പൊതുകാര്യത്തിന് അതായത് ഷൊർണ്ണൂരിനും മുള്ളൂർക്കരയ്ക്കും ഇടക്ക് നിലവിലുള്ള റയിൽപാത ഇരട്ടിപ്പിക്കുന്നതിന് ആവശ്യമാണെന്ന് ആക്റ്റ് 6-ാം വകുപ്പു പ്രകാരം ഇതിനാൽ പ്രഖ്യാപിക്കുകയും, ആ ഭൂമി വിലയ്ക്കെടുക്കുന്നതിനുള്ള ഉത്തരവ് സ്വീകരിപ്പാൻ ആക്റ്റ് 7-ാം വകുപ്പു പ്രകാരം തൃശ്ശൂർ റയിൽവെ ലാന്റ് അക്വിസിഷൻ സ്പെഷ്യൽ തഹശീൽദാർ എന്ന ആളോട് നിർദ്ദേശിക്കുകയും ചെയ്യുന്നു. ആക്റ്റ് 9-ാം വകുപ്പ് (1)-ാം ഉപവകുപ്പിൽ പറഞ്ഞിരിക്കുന്ന നോട്ടീസ് പ്രസിദ്ധപ്പെടുത്തുന്ന തീയതി മുതൽ പതിനഞ്ച് ദിവസം കഴിഞ്ഞാൽ കളക്ടർക്ക് ആ ഭൂമി കൈവശപ്പെടുത്താവുന്നതാണെന്നും കൂടി ആക്റ്റ് 19-ാം വകുപ്പ് (1)-ാം ഉപവകുപ്പു പ്രകാരം ഗവൺമെന്റ് നിർദ്ദേശിക്കുകയും ചെയ്യുന്നു.

സ്ഥലത്തിന്റെ പ്ലാൻ തൃശ്ശൂർ റയിൽവെ ലാന്റ് അക്വിസിഷൻ സ്പെഷ്യൽ തഹശീൽദാർ എന്ന ആളുടെ ആഫീസിൽ സൂക്ഷിച്ചിട്ടുണ്ട്. ആഫീസ് സമയത്ത് എപ്പോഴെങ്കിലും അത് പരിശോധിക്കുകയും ചെയ്യാം.

SCHEDULE

(Block No. 162)

District—Trichur. Taluk—Talappilly.

Village—Attoor.

(The extent given is approximate)

Sl. No.	*Survey No.*	*Description*	*Extent in Hectare*
1	69/1-5	Wet now dry	0.0168
2	69/2-6	Wet	0.0400
3	69/3-7	Dry	0.0010
4	69/4-8	Wet now dry	0.0300
5	70	Wet and dry	0.0729
		Total	0.1607

By order of the Governor,

P. SANKARAN NAIR,

Additional Secretary.

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